

Andrew P. Bautista (*pro hac vice*)  
andrew.bautista@kirkland.com  
KIRKLAND & ELLIS LLP  
300 North LaSalle  
Chicago, Illinois 60654  
Telephone: (312) 862-2000  
Facsimile: (312) 862-2200  
*Counsel for Abbott Laboratories*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

STEPHEN WENDELL AND LISA  
WENDELL, for themselves and as successors in  
interest to MAX WENDELL, deceased,  
  
Plaintiffs,  
  
v.  
  
JOHNSON & JOHNSON, et al.,  
  
Defendants.

Case No. CV-09-4124-CW

**STIPULATION TO EXTEND TIME TO  
FILE ADR CERTIFICATIONS AND  
STIPULATION PURSUANT TO LOCAL  
RULE 6-2**

**STIPULATION**

WHEREAS pursuant to the case schedule the ADR Certifications and Stipulation to ADR Process are currently due November 30, 2009;

WHEREAS pursuant to the case schedule the Rule 26(f) Report is due December 10, 2009;

WHEREAS pursuant to the case schedule the Case Management Conference is set for December 17, 2009;

WHEREAS the parties agree to extend the time to file the ADR Certifications and Stipulation to ADR Process to December 10, 2009;

WHEREAS the extension of time will not alter the date of the Case Management Conference or any other deadline in the case schedule;

**THE PARTIES HEREBY STIPULATE AS FOLLOWS:**

The filing date for the parties' ADR Certifications and Stipulation to ADR Process is extended to December 10, 2009.

Dated: November 25, 2009

/s/ Kevin Haverty

Kevin Haverty (*pro hac vice*)  
WILLIAMS CUKER BEREZOVSKY  
Woodland Falls Corporate Park  
210 Lake Drive East, Suite 101  
Cherry Hill, NJ 08002  
*Counsel for Plaintiffs*

/s/ Andrew P. Bautista

Andrew P. Bautista (*pro hac vice*)  
KIRKLAND & ELLIS LLP  
300 North LaSalle  
Chicago, Illinois 60654  
*Counsel for Abbott Laboratories*

/s/ Alice Johnston

Alice Johnston (*pro hac vice*)  
OBERMAYER REBMANN  
MAXWELL & HIPPEL LLP  
BNY Mellon Center, Suite 5240  
Pittsburgh, PA 15218  
*Counsel for Mylan, Inc. (f/k/a/ Mylan Laboratories, Inc.)*

/s/ Michelle A. Childers

Michelle A. Childers  
DRINKER BIDDLE & REATH LLP  
50 Freemont Street, 30th Fl.  
San Francisco, CA 94105  
*Counsel for Centocor Ortho Biotech, Inc. and Johnson & Johnson*

/s/ Prentiss W. Hallenbeck, Jr.

Prentiss W. Hallenbeck, Jr. (*pro hac vice*)  
ULMER & BERNE LLP  
600 Vine Street, Suite 2800  
Cincinnati, OH 45202  
*Counsel for Teva Pharmaceuticals USA, Inc. and Par Pharmaceuticals, Inc.*

/s/ William A. Hanssen

William A. Hanssen  
DRINKER BIDDLE & REATH LLP  
333 South Grand Ave., Ste. 1700  
Los Angeles, CA 90071-1504  
*Counsel for SmithKline Beecham Corporation d/b/a GlaxoSmithKline*

**ATTESTATION PURSUANT TO GENERAL ORDER 45**

I, Andrew P. Bautista, am the ECF user whose ID and password are being used to file this STIPULATION TO EXTEND TIME TO FILE ADR CERTIFICATIONS AND STIPULATION PURSUANT TO LOCAL RULE 6-2. In compliance with General Order 45, X.B., I hereby attest that the following attorneys have concurred in this filing: Kevin Haverty, counsel for Plaintiffs; Alice Johnston, counsel for Mylan, Inc.; Michelle A. Childers, counsel for Centocor Ortho Biotech, Inc. and Johnson & Johnson; Prentiss W. Hallenbeck, Jr, counsel for Teva Pharmaceuticals USA, Inc. and Par Pharmaceuticals, Inc.; and William A. Hanssen, counsel for SmithKline Beecham Corporation.

\_\_\_\_\_/s/ Andrew P. Bautista\_\_\_\_

**PURSUANT TO STIPULATION, IT IS SO ORDERED**

12/10

Date: \_\_\_\_\_, 2009



By: \_\_\_\_\_

Hon. Claudia Wilken  
United States District Court Judge

**CERTIFICATE OF SERVICE**

I, Andrew P. Bautista, declare:

I am a citizen of the United States and employed in Cook County, Chicago. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 300 North LaSalle, Chicago, Illinois, 60654. On November 25, 2009, I electronically filed the following with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the registered e-mail addresses in this matter, and I hereby certify that I have served the following documents or paper via U.S. mail to the non-CM/ECF participants:

**STIPULATION TO EXTEND TIME TO FILE ADR CERTIFICATIONS AND  
STIPULATION PURSUANT TO LOCAL RULE 6-2**

\_\_\_\_\_/s/ Andrew P. Bautista\_\_\_\_\_